



BOARD OF TRUSTEES MAY 2023

**May 16, 2023 at 6:00 PM
0110 Whispering Pines Circle, Blue River, CO**

MINUTES

The public is welcome to attend the meeting either in person or via Zoom.

The Zoom link is available on the Town website:

<https://townofblueriver.colorado.gov/board-of-trustees>

Please note that seating at Town Hall is limited.

6:00 PM REGULAR MEETING:

I. CALL TO ORDER, ROLL CALL

Mayor Pro Tem Mark Fossett called the regular meeting of the Board of Trustees to order at 6:00 p.m.

PRESENT

Trustee Joel Dixon

Trustee Kelly Finley-arrived at 6:27 p.m.

Trustee Mark Fossett

Trustee Noah Hopkins

Trustee Ted Pilling

Trustee Ted Slaughter

Excused: Mayor Toby Babich

Also Present: Town Manager Michelle Eddy and via Zoom Town Attorney Bob Widner.

II. APPROVAL OF CONSENT AGENDA

Motion made by Trustee Hopkins, Seconded by Trustee Pilling to approve the consent agenda. Motion carried.

Voting Yea: Trustee Dixon, Trustee Fossett, Trustee Hopkins, Trustee Pilling, Trustee Slaughter

A. Minutes for April 25, 2023

B. Approval of Bills-\$10,926.77

III. COMMUNICATIONS TO TRUSTEES

Citizen Comments (Non-Agenda Items Only- 3-minute limit please). Any written communications are included in the packet.

Paul Semmer-Blue Grouse thanked staff for coordination of the trail mapping and Sherwood Forest projects with the Town Engineers.

Martie Semmer-Blue Grouse reflected on the dark skies progress and survey responses and offered her assistance as the Citizen Advisory Committee and Board move forward.

Dan Cleary-Rustic Terrace thanked staff for the improved packet for meetings. He thanked staff for quick responses. He asked for clarification on the pending ordinance doctrine and when it takes effect. Attorney Widner provided a response in that it becomes pending when the governing body begins to take steps towards work on an ordinance. Mr. Cleary asked for clarification on the appeal process. Attorney Widner provided a response on the appeal was based on his request which is appealed to the district court or wait until the new land use code is in place which will be appealed through the Board of Adjustments or ask the Board of Trustees change the use within the zone district.

IV. NEW BUSINESS

C. Summit County Emergency Management-Brian Bovaird, Director

Summit County Emergency Director Brian Bovaird was present to speak with the Trustees on Emergency Management within Summit County. He discussed how Emergency Management operates in an emergency situation, the law, fire and emergency services operation coordination. He discussed the various roles and response chains. He noted that all incidents begin and end locally. Incidents escalate as resources are exhausted and more agencies become involved. He reviewed the steps that would take place in the event of an emergency and the groups involved. Communication between the emergency operations and the community was discussed.

Discussion of the lack of cell service/connectivity through the valley of Blue River. Brian discussed the challenges of cell service and information available. He noted the issue is more at the County Commissioner and State level to be addressed more effectively.

Discussion on staffing and responses. In addition, a concern of emergency evacuation points. It was noted the Town Manger, Police Chief, and Deputy Clerk would all be involved. Brian reviewed the issues and challenges of evacuation and traffic control. He noted that messaging will be key to ensure traffic flows where it's needed understanding that there will be issues that cannot be solved or planned.

D. Red Line Review Land Use Code.

Copies of the draft code both the clean and redline versions are available on the Town website: [Town of Blue River Draft Land Use Code | Town of Blue River \(colorado.gov\)](#)

Attorney Widner presented the draft Land Use Code. He recommended the Trustees review the redline version to see what changes were made the review the clean version and see that it is understandable. He provided guidance on areas to apply special focus including the new zone district which will allow for structures and lots as they exists today to be considered legal-the RP-1 Zone District. In addition the new Land Use Code establishes the Board of Adjustments that doesn't currently exists.

He noted the process including a public hearing at the June 14th Planning & Zoning Commission Meeting for recommendation to the Board of Trustees and another prior to consideration of adoption by the Board of Trustees on June 20th. It was noted the Trustees may adopt the code by reference or continue if there needs to be more time.

The Trustees were asked to review and pose any questions to either Manager Eddy or Attorney Widner prior to the June meeting.

E. Trail Mapping Scope Update

Manager Eddy noted staff and the engineers met with Vice Chair Semmer, and Trustees Dixon and Hopkins to review the scope and talk through the project. The new proposed scope and cost were included in the packet. The new proposed fee is \$14,238.

Motion made by Trustee Finley, Seconded by Trustee Hopkins moved to approve the proposed map and expenditure. Motion carried.

Voting Yea: Trustee Dixon, Trustee Finley, Trustee Fossett, Trustee Hopkins, Trustee Pilling, Trustee Slaughter

V. REPORTS

F. Mayor

Mayor Babich did not have an update for this evening.

G. Trustees

- i. Citizen Advisory Committee - Trustee Finley
- ii. Open Space and Trails Committee - Trustee Dixon
- iii. Planning and Zoning - Trustee Hopkins
- iv. Transit Authority - Trustee Pilling
- v. Wildfire Council - Trustee Slaughter
- vi. CDOT -Trustee Fossett

i. Citizen Advisory Committee - Trustee Finley reported the Committee was unable to meet this month but will meet in June to review the dark skies survey results and provide recommendations to the Trustees. She noted there were 151 responses to the survey.

ii. Open Space and Trails Committee - Trustee Dixon noted the May meeting has been cancelled.

iii. Planning and Zoning - Trustee Hopkins reported the Commission met and reviewed one project and were presented with the proposed land use code in preparation of the June meeting.

iv. Transit Authority - Trustee Pilling reported ridership dropped since March as the ski area closes down however, it is still ahead of previous years.

v. Wildfire Council - Trustee Slaughter reported the Council will be meeting Thursday and the summer field trips should be announced after that meeting. He reported there will be a webinar on the Blue River East project, May 25th. There will be a wildfire rendezvous at the middle school May 27th.

vi. CDOT -Trustee Fossett reported there is no update. Manager Eddy noted the chain-up on Park County side is moving forward.

H. Attorney

Attorney Widner did not have anything additional for the evening.

I. Staff Reports

Manager Eddy provided an update on the Colorado Forest Service grant project. She stated she received a call and the project has been partially funded to include the right-of-way mitigation and chipping day projects in the amount of \$105,000 to be used over the next three years with a 50% match. This will assist the Town in achieving its mitigation goals.

VI. OTHER BUSINESS

Dan Cleary-Rustic Terrace noted some items from the land use code including mapping and the timing for updates and when new zoning would take place. He commented on the right-of-way and asked how it will be defined in the future. It was noted, these are questions to be posed to the Town Attorney. It was also noted that some of the information included in the land use code is in preparation for the future but not necessarily in a strong-arm tactic. The document will have the ability to be updated and changed as needed.

VII. ADJOURN

Motion made by Trustee Finley, Seconded by Trustee Hopkins to adjourn the meeting at 8:09 p.m.
Motion carried.

Voting Yea: Trustee Dixon, Trustee Finley, Trustee Fossett, Trustee Hopkins, Trustee Pilling,
Trustee Slaughter

Respectfully Submitted:

Michelle Eddy, MMC/CPM

Town Clerk

NEXT MEETING - June 20, 2023

Reports from the Town Manager, Mayor and Trustees; Scheduled Meetings and other matters are topics listed on the Regular Trustees Agenda. If time permits at the work session, the Mayor and Trustees may discuss these items. The Board of Trustees may make a Final Decision on any item listed on the agenda, regardless of whether it is listed as an action item.